

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

v.

**ASHER ABID KHAN,
Defendant**

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§
§
§
§
§

CRIMINAL NO. 15-263-S

SENTENCE DATA SHEET

CRIMINAL NO.:

H-15-263-S

DEFENDANT:

Asher Abid Khan

**DEFENDANT'S
IMMIGRATION
STATUS:**

United States citizen

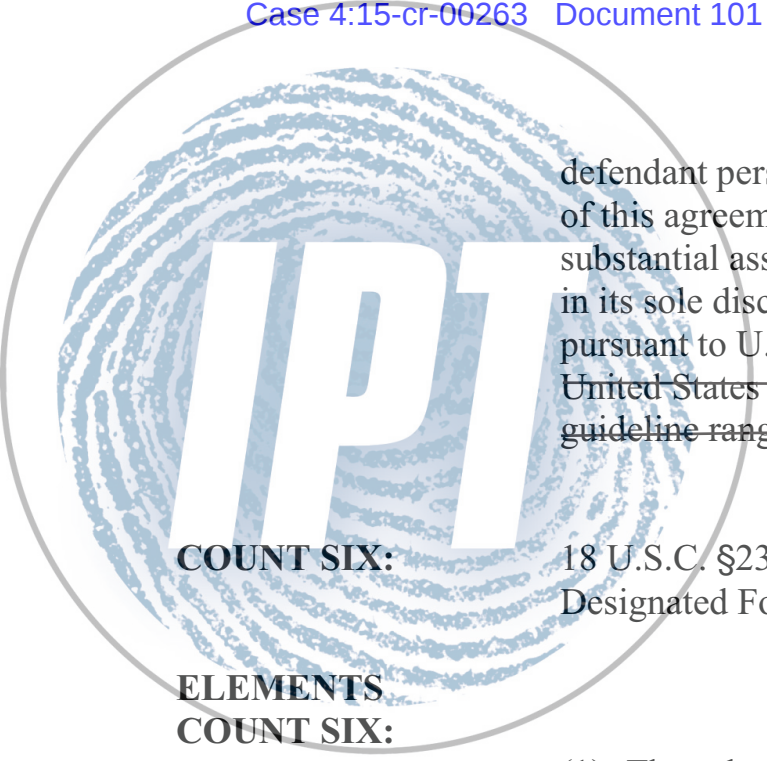
GUILTY PLEA:

Count Six of the Superseding Indictment

**SUBSTANCE
OF PLEA
AGREEMENT:**

1. Defendant agrees to plead guilty to Count Six of the Superseding Indictment, to persist in that plea through sentencing, to waive his right to appeal the sentence, and to not collaterally attack the conviction or sentences.

2. The United States agrees that it will not further prosecute the defendant in the Southern District of Texas for offenses arising from conduct charged in the indictment. The United States also agrees: the government will not oppose a two (2) point reduction for acceptance of responsibility and an additional one (1) point reduction under U.S.S.G. 3E1.1(b)(1). If the



defendant persists in his guilty plea and fulfills the terms of this agreement, and if the defendant provides substantial assistance as determined by the United States, in its sole discretion, a motion for downward departure pursuant to U.S.S.G. §5K1.1 may be filed. ~~Further, the United States agrees to recommend the low end of the guideline range.~~

COUNT SIX: 18 U.S.C. §2339B— Providing Material Support to a Designated Foreign Terrorist Organization.

ELEMENTS

COUNT SIX:

- (1) That the Defendant provided material support or resources to a designated foreign terrorist organization; and
- (2) The Defendant knew that the organization either:
 - (a) has been designated a foreign terrorist organization, or
 - (b) engages, or has engaged, in “terrorism” or “terrorist activity.”

The term “material support or resources” means any property, tangible or intangible, or service, including currency or monetary instruments or financial securities, financial services, lodging, training, expert advice or assistance, safehouses, false documentation or identification, communications equipment, facilities, weapons, lethal substances, explosives, personnel (including the defendant), and transportation, but does not include medicine or religious materials.

PENALTY
COUNT SIX:

Penalty for violation of this statute includes imprisonment for a term not to exceed fifteen (15) years, a fine of up to \$250,000, or both.

**ALTERNATIVE
FINE BASED ON
GAIN OR LOSS:**

Not Applicable

**SENTENCING
GUIDELINES:**

Applicable

**SUPERVISED
RELEASE COUNT
SIX:**

Any term of years or life.

**SPECIAL
ASSESSMENT:**

\$100 per count of conviction

ATTACHMENT:

Plea Agreement